

**Exhibit M**

UNITED STATES BANKRUPTCY COURT  
MIDDLE DISTRICT OF FLORIDA  
TAMPA DIVISION

In re:

ANTHONY D. MCDONALD and  
MARY B. MCDONALD,

Case No. 8:09-bk-25594-MGW

Debtors.

\_\_\_\_\_  
ANTHONY D. MCDONALD and  
MARY B. MCDONALD,

Plaintiffs,

vs.

Adv. Pro. No. 8:10-ap-00292-MGW

GMAC MORTGAGE, LLC, and  
THE LAW OFFICE OF DAVID J. STERN, P.A.,

Defendants.  
\_\_\_\_\_

**ORDER ON THE LAW OFFICE OF DAVID J. STERN, P.A.'S  
SECOND MOTION TO DISMISS  
AND ORDER ON GMAC MORTGAGE, LLC 'S  
JOINDER IN SECOND MOTION TO DISMISS**

**THIS CAUSE** came before the Court on March 16, 2011, upon the Second Motion to Dismiss filed by the Law Office of David J. Stern, P.A. and the Joinder in Motion to Dismiss filed by GMAC Mortgage, LLC. Counsel for Plaintiffs and GMAC appeared at the hearing and counsel for The Law Office of David J. Stern, P.A. appeared at the hearing telephonically. The Court, after hearing argument of counsel and for the reasons stated and recorded in open Court, which shall constitute the decision of the Court, finds that the motions should be denied.

Accordingly, it is

**ORDERED AND ADJUDGED** that:

1. The Second Motion to Dismiss filed by the Law Office of David J. Stern, P.A. is hereby DENIED;

2. The Joinder in the Second Motion to Dismiss filed by GMAC Mortgage, LLC is hereby DENIED;

3. The Plaintiff shall have 21 days from the date of this order to amend the complaint to substitute the Plaintiff; and

4. The Defendants shall have 21 days from the receipt of the third amended complaint in which to file an answer to the third amended complaint.

**DONE AND ORDERED** in Tampa, Florida on March 22, 2011.



---

MICHAEL G. WILLIAMSON  
U.S. Bankruptcy Judge

Copies furnished to:

John R. Hightower, Jr., Esquire, 6943 East Fowler Avenue, Tampa, FL 33617  
United States Trustee, 501 East Polk Street, Suite 1200, Tampa, FL 33602  
Lara Roeske Fernandez, Esquire, Post Office Box 1102, Tampa, FL 33601-1102  
Chris Hawkins, Esquire, Bradley Arant Boult Cummings LLP, 1819 Fifth Avenue North,  
Birmingham, AL 35203  
Jeffrey A Tew, Esquire, Tew Cardenas LLP, 1441 Brickell Avenue, 15th Floor, Miami, FL  
33131  
Wendy Wasserman, Esquire, Law Offices of David J. Stern, P.A., 900 South Pine Island Road,  
Suite 400, Plantation, FL 33324  
Malka Isaak, Esquire, Law Office of Malka Isaak, 6014 U.S. Highway 19, Suite 305, New Port  
Richey, FL 34652  
Ziona Kopelovich, Esquire, Debt Relief Law Offices of Tampa Bay, 6014 U.S. Highway 19,  
Suite 305, New Port Richey, FL 34652